

THIRD JUDICIAL DAY.

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apportioned to said cities and towns; And the Court having taken the same under advisement find that 50% of said Road Fund should be paid to the respective Cities and Towns u out of the road fund collected and applicable to the payment thereof. And the Court fur -ther finds that the City of La Grande, Oregon, is entitled to \$493.33; the City of Union, Oregon, \$187.80; the City of Elgin, Oregon, the sum of \$112.32; the Town of Summerville, Oregon, \$19.35; and the town of North Powder, Oregon, the sum of \$23.33, based upon said apportionments,

IT IS THEREFORE CONSIDERED AND ORDERED by the Court that the Clerk of this Court issue a warrant upon the Road Fund in the favor of the Treasurer of the respective cities and towns according to said apportionment and for the amounts as allowed herein, to wit:

Treasurer of the City of La Grande, Oregon,	\$493.33
Treasurer of the City of Union, Oregon,	187.80
Treasurer of the City of Elgin, Oregon,	112.32
Treasurer of the Town of Summerville, Oregon,	19.35
Treasurer of the town of North Powder, Oregon,	23.33.

In the matter of the vacation of Union and Harney Streets in Riverside Addition to La Grande, Oregon.

This matter came on to be heard at this time on the petition of F. M. Bock and G.W Thomas for the vacation of Harney Street and of Union Street in Riverside Addition to La Grande, Oregon, between the following described points, viz;

The vacation of Harney Street from the east side of Columbia Street to the west side of Umatilla Street and that portion of Union Street from the north side of Polk Street to the Grande Ronde River, and the vacation of the Alleys in Blocks No's 57 and 69, in said Riverside Addition; from which it appears that the petitioners are each owners of an undivided one half interest in and to Blocks 56, 57, 69 & 70 in Riverside Addition to the City of La Grande Union County, Oregon; that the said blocks of land are located outside of the corporate limits of the City of La Grande, Oregon; that neither of the said streets have been used for travel by the public to any distance near said blocks; that said streets are not in such condition as would permit of their use for the purpose they were originally intended; and it further appearing to the Court that the City of La Grande, Oregon, is a municipal corporation and the owner of Blocks No's 71 & 72 in said Riverside Addition; that said blocks are used and occupied by the City of La Grande, Oregon, as a pumping station for its Water Works System; that said blocks 71 & 72 abuts on Harney Street; that no inconvenience would be caused to the City of La Grand by the closing and vacating of said streets; that no inconvenience would be caused the general public or any person in particular by the closing of said streets. And it further appearing to the Court that publication of the notice of application for the vacation of said Harney and Union Streets and alleys in blocks No's 57 & 69, in Riverside Addition to the City of La Grande, Union County, Oregon, was published for a period of

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30 consecutive days in the La Grande Chronicle, a daily and weekly news-paper of general circulation, printed and published in La Grande, Union County, Oregon, as is evidenced by the affidavit of one of the printers of said paper, which affidavit is filed herein and made a part of this application. And it further appearing to the Court that no inconvenience would be caused the general public, the City of La Grande or any individual person by the closing and vacation of said streets and alleys.

IT IS THEREFORE CONSIDERED AND ORDERED by the Court that the portion of Harney Street from the east side of Columbia Street to the west side of Umatilla Street and that portion of Union Street from the north side of Polk Street to the Grande Ronde River and the alleys in blocks No's 57 & 69, all in Riverside Addition to the City of La Grande, Union County, Oregon, be and they are hereby closed and vacated in accordance with the prayer of the petitioners.

In the matter of the County Road
petitioned for by Nellie L. Johnson.

And now this matter having come on to be heard upon the motion of Mr C. E. Cochran as attorney for the petitioner for an order confirming the report of the viewers herein and also upon the motion of Mr Leroy Lomax as attorney for Irvin Frasier, over whose land the right-of-way prospectively extends, for an order of the Court setting aside the report of the viewers and to dismiss the petition and these proceedings and the whole thereof having been argued and submitted to the Court and the same having been referred to Hon. Samuel White, the District Attorney of this County, who reports that he has examined the records and files of the above entitled matter in this Court and finds the same in all things regular and legal, and the petitioners having deposited with the County Clerk the sum of \$40.00, as damages assessed and allowed by the viewers and the Court being fully advised in the premises finds that the sum of \$40-00 so assessed as damages by the majority of the viewers is fully adequate and justly compensatory of the amount of damages sustained by the said Irvin Frasier, and the said petitioner has also paid the costs of locating such road, Now, therefore,

IT IS HEREBY CONSIDERED, ORDERED AND DECREED that the report of the said viewers be and the same hereby is confirmed and the said motion over-ruled and denied; and it is further ordered that a County road and right-of-way of the following description to wit: Commencing at a point 8 1/4 feet north of the southeast corner of the north-west quarter of the southwest quarter of Section 19, T4N, R. 340, E1; W. M., in the Union County, Oregon, in the center of the County road running directly north to the town of Union, Oregon, thence west 462 feet, thence north 30 feet, thence east 462 feet thence south to the place of beginning, be and the same is hereby declared to be a public road, or a perpetual right-of-way, and the clerk of this Court shall record the same as such. IT IS FURTHER ORDERED that the Supervisor of Road District # 28, the road district in which said road or perpetual right-of-way is located, shall direct the petitioner herein to open up said road or perpetual right-of-way and place the same in repair for travel.